

Ordinance 2020-10

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING CHAPTER 82 – TRAFFIC AND VEHICLES, ARTICLE II – SPECIFIC STREET REGULATIONS, DIVISION 3 – WEIGHT LIMITS OF THE CITY OF ST. PETE BEACH CODE OF ORDINANCES, SECTIONS 82-95, 82-96, 82-98, 82-99, 82-100 AND 82-101, CHANGING THE GROSS WEIGHT AND THE UTILIZATION AND REGULATION OF TRUCK AND BUS ROUTES; PROVIDING FOR CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of St. Pete Beach wishes to change the gross weight requirements and the utilization and regulation of the bus and truck routes with the City of St. Pete Beach; and

WHEREAS, the City Commission has found this ordinance to be in the best interest of the citizens of the City.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH FLORIDA, HEREBY ORDAINS:

SECTION 1. Recitals. The above recitals (“Whereas” clauses) are hereby adopted as legislative findings, purpose and intent of the City Commission.

SECTION 2. Chapter 82 – Traffic and Vehicles, Article II – Specific Street Regulations of the Code of Ordinances, City of St. Pete Beach, Florida is hereby amended as follows:

DIVISION 3. TRUCK AND BUS ROUTE

Sec. 82-95. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bus means any vehicle designed or operated for the transportation of persons, other than an ordinary automobile, station wagon, camper, motor home, truck as defined in this section or van with a capacity of carrying persons, rather than property, provided, further, that the carrying of luggage is not consistent with this definition.

Bus route means certain streets, as designated in this division, over and along which buses shall operate within the city during designated hours.

Deviating truck means any truck in the restricted vehicle classification which travels over a street other than a designated truck route.

Gross weight means the net weight of a motor vehicle in pounds plus the weight of the load carried by it, pursuant to F.S. § 320.01(7).

Regulated vehicles mean a truck or bus having a gross vehicle weight which exceeds 16,001 pounds and is designed for the specific purpose of transporting people, property, or freight. A regulated vehicle does not include those vehicles that are used for government service, utility, solid waste, or personal purposes.

Truck route means certain streets, as designated in this division, over and along which trucks in the restricted vehicle classification shall operate within the city during designated hours.

Sec. 82-96. - Truck routes and bus routes established; map.

There is established within the city a system of truck routes and bus routes as shown on a map on file in the office of the city clerk. Streets indicated as truck routes on the map, and no others, shall be used for truck traffic. The streets indicated as bus routes on the map, and no others, shall be used for bus traffic. Regulated vehicles shall not be allowed on designated roadways from 11 pm to 5:30 am, as indicated by the map. Regulated vehicles shall not be allowed at all times to travel on restricted roadways, as indicated on the map.

Sec. 82-98. - Enforcement; penalties.

Any person who shall violate this division shall be charged with a noncriminal violation and shall be subject to a fine pursuant to Chapter 318.18, Florida Statutes, as amended, and all other local and state laws, ordinances and regulations. Such moneys, excluding those previously committed, shall be held in trust a designated account by the city for use in signing, enhancing or expanding public transit and for physical improvements to the city, which include improvements for bicycle and pedestrian safety and to maintain facilities on the truck route system and on the bus route system.

Sec. 82-99. - Observance of truck routes and bus routes; exceptions.

- (a) All buses and all trucks in the regulated vehicle classification within the city shall be operated only over and along the bus routes and truck routes established pursuant to section 82-96.
- (b) This division shall not prohibit operation on streets of destination if authorized truck routes and bus routes are used until reaching the intersection nearest the

destination point and such destination is proven upon request through possession of a valid and current delivery ticket or other dispatch order.

- (c) Authorized emergency vehicles are exempt from this division.
- (d) Detoured trucks on an officially established detour, if such trucks could lawfully be operated upon the street for which the detour is established, are exempted from this division.

Sec. 82-100. - Manner of utilization of bus routes and truck routes.

(a) *Bus traffic and truck traffic of outside origin.* Bus traffic and truck traffic of outside origin shall be subject to the following:

- (1) *Inside destination point.* All regulated vehicles entering the city for a destination point in the city shall proceed only over an established bus or truck route and shall deviate only at the intersection with the street upon which the traffic is permitted, nearest the destination point. Upon leaving the destination point, a deviating truck or bus shall return to the truck route by the shortest permissible route.
- (2) *Multiple inside destination points.* All regulated vehicles entering the city for multiple destination points shall proceed only over established bus routes or truck routes and shall deviate only at the intersection with the street upon which bus traffic or truck traffic is permitted, nearest the first destination point. Upon leaving the first destination point, a deviating truck or deviating bus shall proceed to other destination points by the shortest direction and only over truck routes or bus routes. Upon leaving the last destination point, a deviating truck or deviating bus shall return to the truck route or the bus route by the shortest permissible route.

(b) *Truck traffic or bus traffic of inside origin.* Truck traffic or bus traffic of inside origin shall be subject to the following:

- (1) *Outside destination point.* All regulated vehicles restricted buses and trucks on a trip originating in the city and travelling in the city for a destination point outside the city shall proceed to the nearest intersection of a designated bus route or a designated truck route and travel from that point to the city limits only over designated truck routes or designated bus routes.
- (2) *Inside designated points.* All regulated vehicles on a trip originating in the city and traveling in the city for destination points in the city shall proceed only over designated truck routes or designated bus routes.

Sec. 82-101. - Hours of operation; time of day restrictions.

Regulated vehicles shall be able to travel upon truck routes or bus routes at all hours of the day unless duly authorized signs are installed limiting the hours of use on a particular street or portion of a street for regulated vehicles. Those streets which are designated as partially restricted bus routes or truck routes shall be off limits to regulated vehicles in the regulated classification during the hours of 11:00 pm to 5:30 am. Any regulated vehicles attempting to utilize a partially restricted truck route or partially restricted bus route during a restricted time period shall be regarded as a deviating regulated vehicle. Those streets which are designated as fully restricted bus or truck routes, shall be off limits to regulated vehicles at all times. Any regulated vehicles attempting to utilize a fully restricted truck route or fully restricted bus route shall be regarded as a deviating regulated vehicle.

SECTION 3. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 4. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 5. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 6. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 7. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING:	06/23/2020
PUBLISHED:	07/15/2020
SECOND READING:	07/28/2020
PUBLIC HEARING:	07/28/2020

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.



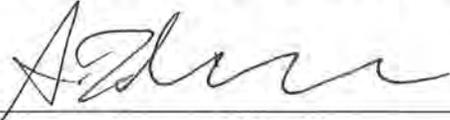
Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this **28th day of July, 2020**.



Rebecca C. Haynes, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



Andrew Dickman, City Attorney

City of St. Pete Beach Official Truck/Bus Route Map As Amended

Detail (1" = 1500')



Restrictions

-  Official Truck/Bus Route
-  PSTA Bus Route 90 Only
-  No Regulated Vehicles (11 PM-5:30 AM)
-  No Regulated Vehicles (All Times)

Restriction pursuant to
Section 82-96 St. Pete Beach
Code of Ordinances



0 1,500 3,000
Feet

1 inch = 3,000 feet

Sources: Esri, HERE, Garmin, Intermap, increment-P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community